

ASSEMBLY BILL

No. 1075

**Introduced by Committee on Agriculture (Matthews (Chair),
Maldonado (Vice Chair), Berg, Cogdill, Maddox, Maze,
Oropeza, Parra, Reyes, Salinas, Vargas, and Wiggins)**

February 20, 2003

An act to add Section 6723.5 to the Food and Agricultural Code, relating to nursery stock.

LEGISLATIVE COUNSEL'S DIGEST

AB 1075, as introduced, Committee on Agriculture. Nursery stock: licenses and certificates.

Existing law requires nursery stock sellers to be licensed by the Department of Food and Agriculture. Existing law requires the Secretary of Food and Agriculture to establish the minimum license fee, as specified, and also requires, as an additional license fee, an acreage fee, as specified. Existing law provides an exception to the application of the acreage fee for nursery stock licensees whose gross income from the production of cut flowers and cut ornamentals is 75% or greater of the gross income of the licensee's nursery. Existing law also requires the use of a nursery stock certificate, under specified conditions, in connection with the sale, delivery, or transport of nursery stock.

This bill would provide that a licensee who is exempt from the application of the acreage fee component of the license fee for the nursery stock license would not be precluded from obtaining and using a nursery stock certificate.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6723.5 is added to the Food and
2 Agricultural Code, to read:
3 6723.5. Licensees who are exempt from the application of the
4 acreage fee imposed by Section 6723, because their gross income
5 from the production of cut flowers and cut ornamentals is 75
6 percent or greater of the gross income of their nursery, shall not,
7 because of that exemption, be precluded from obtaining and using
8 nursery stock certificates.

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